

117TH CONGRESS
1ST SESSION

H. R. _____

To replace references to “fetus” in Federal law with references to “unborn child”, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

Mr. LAMBORN introduced the following bill; which was referred to the Committee on _____

A BILL

To replace references to “fetus” in Federal law with references to “unborn child”, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Recognizing the Un-
5 born Act of 2021”.

6 **SEC. 2. AMENDMENTS TO FEDERAL LAW TO REFERENCE**

7 **“UNBORN CHILDREN”.**

8 (a) DEFINITION.—Chapter 1 of title 1, United States
9 Code, is amended by adding at the end the following new
10 section:

1 **“§ 9. Definition of ‘unborn child’**

2 “In determining the meaning of any Act of Congress,
3 the term ‘unborn child’ means a child in utero, and the
4 term ‘child in utero’ or ‘child, who is in utero’ means a
5 member of the species homo sapiens, at any stage of devel-
6 opment, who is carried in the womb.”.

7 (b) CLERICAL AMENDMENT.—The table of sections
8 at the beginning of such chapter is amended by inserting
9 after the item relating to section 8 the following new item:
“9. Definition of ‘unborn child’ ”.

10 (c) CONFORMING AMENDMENTS.—

11 (1) TITLE 10, UNITED STATES CODE.—Section
12 1093 of title 10, United States Code, is amended by
13 striking “fetus” both places it appears and inserting
14 “unborn child”.

15 (2) TITLE 18, UNITED STATES CODE.—Title 18,
16 United States Code, is amended—

17 (A) in section 1531, by striking “fetus”
18 each place it appears and inserting “unborn
19 child”; and

20 (B) in section 4322(f)(1)(C), by striking
21 “fetus” and inserting “unborn child”.

22 (3) INTERNAL REVENUE CODE OF 1986.—Sec-
23 tion 9802(g) of the Internal Revenue Code of 1986
24 is amended—

1 (A) in the heading, by striking “A FETUS”
2 and inserting “AN UNBORN CHILD”; and

3 (B) in paragraph (1), by striking “fetus”
4 and inserting “unborn child”.

5 (4) EMPLOYEE RETIREMENT INCOME SECURITY
6 ACT OF 1974.—Section 702(f) of the Employee Re-
7 tirement Income Security Act of 1974 (29 U.S.C.
8 1182(f)) is amended—

9 (A) in the heading, by striking “A FETUS”
10 and inserting “AN UNBORN CHILD”; and

11 (B) in paragraph (1), by striking “fetus”
12 and inserting “unborn child”.

13 (6) NATIONAL ORGAN TRANSPLANT ACT.—Sec-
14 tion 301(c)(1) of the National Organ Transplant Act
15 (42 U.S.C. 274e(c)(1)) is amended by striking “a
16 fetus” and inserting “an unborn child”.

17 (7) PUBLIC HEALTH SERVICE ACT.—

18 (A) Title IV of the Public Health Service
19 Act (42 U.S.C. 281 et seq.) is amended—

20 (i) in section 464N(c)(2)(G), by strik-
21 ing “fetuses” and inserting “unborn chil-
22 dren”;

23 (ii) in section 498—

1 (I) by striking “fetus” each place
2 it appears and inserting “unborn
3 child”; and

4 (II) by striking “fetuses” each
5 place it appears and inserting “un-
6 born children”;

7 (iii) in section 498A(g), by striking
8 “fetus” and inserting “unborn child”; and

9 (iv) in section 498B(c)—

10 (I) in the heading, by striking
11 “FETUSES” and inserting “UNBORN
12 CHILDREN”; and

13 (II) in paragraph (2), by striking
14 “fetus” and inserting “unborn child”.

15 (B) Title XXVII of the Public Health
16 Service Act (42 U.S.C. 300gg et seq.) is
17 amended—

18 (i) in section 2705(f)—

19 (I) in the heading, by striking “A
20 FETUS” and inserting “AN UNBORN
21 CHILD”; and

22 (II) in paragraph (1), by striking
23 “fetus” and inserting “unborn child”;
24 and

25 (ii) in section 2753(f)—

1 (II) in the heading, by striking
2 “A FETUS” and inserting “AN UN-
3 BORN CHILD”; and

4 (III) in paragraph (1), by strik-
5 ing “fetus” and inserting “unborn
6 child”.

7 (8) SOCIAL SECURITY ACT.—Section 1882(x)(4)
8 of the Social Security Act (42 U.S.C. 1395ss(x)(4))
9 is amended—

10 (A) in the heading, by striking “A FETUS”
11 and inserting “AN UNBORN CHILD”; and

12 (B) in subparagraph (A), by striking
13 “fetus” and inserting “unborn child”.

14 (9) CHILD NUTRITION ACT OF 1986.—Section
15 17(b)(11) of the Child Nutrition Act of 1966 (42
16 U.S.C. 1786(b)(11)) is amended by striking
17 “fetuses” and inserting “unborn children”.

18 (10) CIVIL RIGHTS ACT OF 1964.—Section
19 701(k) of the Civil Rights Act of 1964 (42 U.S.C.
20 2000e(k)) is amended by striking “fetus” and in-
21 serting “unborn child”.

22 (11) GENETIC INFORMATION NONDISCRIMINA-
23 TION ACT OF 2008.—Section 209(b) of the Genetic
24 Information Nondiscrimination Act of 2008 (42
25 U.S.C. 2000ff-8(b)) is amended—

- 1 (A) in the heading, by striking “A FETUS”
- 2 and inserting “AN UNBORN CHILD”; and
- 3 (B) in paragraph (1), by striking “fetus”
- 4 and inserting “unborn child”.